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BEFORE THE ARIZONA CORPORATION COMMISSION 1 2 **COMMISSIONERS** 3 MIKE GLEASON, Chairman WILLIAM A. MUNDELL JEFF HATCH-MILLER KRISTIN K. MAYES 5 GARY PIERCE 6 DOCKET NO. S-20476A-06-0557 IN THE MATTER OF: 7 TREND MANAGEMENT GROUP, INC., 8 a Nevada corporation 8601 Six Forks Road, Suite 400 9 Raleigh, NC 27615 10 SCOTT RENNY BOGUE, SR. (CRD #1588216) 11 12308 Camberwell Court Raleigh, NC 27614 12 RYAN JAMES HERNDON and LORI DARLENE 13 HERNDON (aka LORI J. HERNDON aka LORI JORDAN), husband and wife 609 East Silverwood Drive Phoenix, AZ 85048 15 16 2001 NOV 21 TREND CAPITAL, L.L.C., an Arizona limited liability company 17 4025 East Chandler Blvd., Suite 70F15 Phoenix, AZ 85048 18 19  $\triangleright$ LINDA BRYANT JORDAN (aka LINDA VAN VRANKEN aka LINDA JORDAN-VAN 20 VRANKEN), a married person, individually and doing business as The Trend Group, Inc. 21 3641 East Park Avenue Phoenix, AZ 85044 22 23 RUSSELL LANGDON VAN VRANKEN, husband Arizona Corporation Commission of LINDA BRYANT JORDAN 24 3641 East Park Avenue DOCKETED Phoenix, AZ 85044 25 NOV 21 2007 CHRISTOPHER ELLIS MARX (CRD#2186523) 26 and JANE DOE MARX, husband and wife DOCKETED BY 6623 West Desert Hollow Drive 27 Glendale, AZ 85310 28

SCOT ALAN OGLESBY and LORI ANN 1 OGLESBY, husband and wife 36322 North 12<sup>th</sup> Avenue 2 Desert Hills, AZ 85086 3 EASY STREET FINANCIAL GROUP, INC., an Arizona corporation 4 9949 West Bell Road, #202 Sun City, AZ 85371 5 Respondents. 6 7 8 BY THE COMMISSION: On September 5, 2006, the Securities Division ("Division") of the Arizona Corporation 9 Commission ("Commission") filed a Notice of Opportunity of Hearing ("Notice") against Trend 10 11 12 13 14 15 16 17 18

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## PROCEDURAL ORDER

Management Group, Inc. ("TMG"), Scott Renny Bogue and Arlene Jane Bogue, husband and wife, Ryan James Herndon and Lori Darlene Herndon aka Lori Herndon aka Lori Jordan, husband and wife, Trend Capital, L.L.C. ("TCL"), Linda Bryant Jordan aka Linda Van Vranken aka Linda Jordan-Van Vranken, a married woman, individually, and d/b/a The Trend Group, Inc., Russell Langdon Van Vranken, husband of Linda Bryant Jordan, Easy Street Financial Group, Inc. ("Easy Street"), Christopher Ellis Marx and Jane Doe Marx, husband and wife, and Scot Alan Oglesby and Lori Ann Oglesby, husband and wife, (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of stock,

Respondents were duly served with copies of the Notice.

On September 12, 2006, Ryan Herndon and TCL filed a request for a hearing.

On September 15, 2006, TMG, Scott Bogue, Arlene Bogue, Ryan Herndon, TCL, Lori Herndon, Linda Bryant Jordan-Van Vranken, and Christopher Ellis Marx filed requests for a hearing.

investment contracts, participation in profit-sharing arrangements, and/or evidences of indebtedness.

On September 26, 2006, by Procedural Order, a pre-hearing conference was scheduled for November 2, 2006.

On October 2, 2006, Russell Van Vranken filed a request for hearing.

No request for hearing has been filed on behalf of Easy Street.

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On October 4, 2006, a Revised Procedural Order noted the request for hearing by Russell Van Vranken and that the pre-hearing conference was to take place as previously ordered.

On October 19, 2006, counsel for the Division filed a Motion to Continue ("Motion") the prehearing conference due to a scheduling conflict with the Commission's Securities Open Meeting which is scheduled on November 2, 2006, in Tucson and also because several Respondents named in this proceeding are parties to matters to be considered at the Commission's Open Meeting. Counsel for the Division indicated that counsel for the Respondents named in this proceeding have no objection to the Division's Motion.

On October 25, 2006, by Procedural Order, the Division's Motion was granted and the prehearing conference was continued to November 14, 2006.

On November 14, 2006, the Division and counsel for TMG and the Bogues, James Herndon and TCL, Lori Herndon, and the Van Vrankens appeared. The Division and the parties requested that a status conference be scheduled in February 2007.

On November 15, 2006, by Procedural Order, a status conference was scheduled for February 15, 2007.

On February 6, 2007, the Division filed a Motion to Continue the status conference scheduled for February 15, 2007 citing a pending proceeding in the Maricopa County Superior Court in Case No. CV2006-016822. The Division indicated opposing counsel had no objections to its Motion.

On February 8, 2007, by Procedural Order, a status conference was scheduled for March 22, 2007.

On March 22, 2007, the Division and the parties appeared through counsel and it was agreed that a hearing should be scheduled in the fall. Additionally counsel for Mrs. Arlene Jane Bogue filed a Motion for Summary Judgment with respect to her status in the proceeding and all claims against her arising solely for the purposes of determining the liability of the marital community. The Motion pointed out that Mrs. Bogue is a resident of North Carolina, a non-community property state.

On March 23, 2007, by Procedural Order, a hearing was scheduled for September 17, 2007. On April 24, 2007, the Division filed its Response in opposition to Mrs. Bogue's Motion. On May 10, 2007, a Reply was filed on behalf of Mrs. Bogue.

On May 14, 2007, the Division filed a Supplemental Response in regard to Mrs. Bogue's Motion for Summary Judgment. Therein, the Division stated that it had no further objection to her being dismissed from the administrative proceeding.

On June 20, 2007, by Procedural Order, Mrs. Arlene Jane Bogue was dismissed from the proceeding.

On July 18, 2007, the Division filed what was captioned "Motion to Continue Exchange of Witnesses and Exhibits and Hearing Date" ("Motion to Continue") which indicates that negotiations to settle the proceeding were ongoing and requested approximately a 90 day continuance and a delay in the exchange of Witness Lists and copies of Exhibits. The Division's Motion to Continue also requested that a status conference be scheduled after August 15, 2007, prior to a new hearing date being set and that a date be established for the exchange of Witness Lists and copies of Exhibits. The Motion to Continue further indicated that Respondents had no objections to the Division's request.

On July 20, 2007, by Procedural Order, the hearing date was vacated, the exchange of Witness Lists and copies of Exhibits delayed and a Status Conference scheduled for August 28, 2007.

On August 24, 2007, the Division filed a Motion to Continue the Status Conference for approximately 60 days while it and the remaining Respondents continue to explore possible settlement. The Division indicated Respondents have no objections to the Motion to Continue.

On August 28, 2007, by Procedural Order the Status Conference was continued to November 28, 2007.

On November 20, 2007, the Commission issued its Agenda for its November 27 and 28, 2007, Open Meeting. Due to a scheduling conflict for the presiding Administrative Law Judge, the Status Conference will have to be continued.

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1 IT IS THEREFORE ORDERED that the Status Conference scheduled on November 28, 2 2007, shall be continued to December 17, 2007, at 11:30 a.m., at the Commissions Offices, 1200 3 West Washington Street, Phoenix, Arizona. 4 Dated this day of November, 2007. 5 6 MARC E. STERN 7 ADMINISTRATIVE LAW JUDGE 8 Copies of the foregoing mailed/delivered this day of November, 2007 to: Stephen M. Dichter 10 Nathan D. Meyer HARPER, CHRISTIAN, DICHTER & RAIF, ARIZONA REPORTING SERVICE, INC. 11 P.C. 2200 North Central Street, Suite 502 2700 North Central Avenue, Suite 1200 Phoenix, AZ 85004-1481 12 Phoenix, AZ 85004 Attorneys for Scott Bogue and 13 Trend Management Group, Inc. 14 Ashley Adams-Feldman RYAN RAPP & UNDERWOOD, PLC Secretary to Marc E. Stern 15 3101 North Central Avenue, Phoenix, AZ 85012 16 Attorney for Ryan James Herndon and Trend Capital, L.L.C. 17 Stephen C. Kunkle 18 LAW OFFICE OF STEPHEN C. KUNKLE 111 West Monroe Street, Suite 1212 19 Phoenix, AZ 85003 Attorney for Lori Herndon 20 Charles R. Berry TITUS, BRUEČKNER & BERRY 8377 East Hartford Drive, Suite 110 Scottsdale, AZ 85255 Attorney for Russell and Linda Bryant Jordan-Van Vranken 24 Matt Neubert, Director 25 Securities Division ARIZONA CORPORATION COMMISSION 26 1200 West Washington Street Phoenix, AZ 85007 27

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